

Wynyard (NZ) Limited (In Liquidation) ('the Company')

Company No. 4370298

7 September 2018 | 10306

1 Introduction

We advise that Neale Jackson and Grant Robert Graham were appointed Joint and Several Liquidators of the abovenamed Company by a resolution of creditors on 8 February 2017 under Section 241(2)(d) of the Companies Act 1993 ('the Act').

This report covers the six monthly period, 8 February 2018 to 7 August 2018, and should be read in conjunction with all other liquidator and administrator reports issued on the Company.

2 Restrictions

This report is not intended for general circulation, nor is it to be reproduced or used for any purpose other than that outlined above without our written permission in each specific instance. We do not assume any responsibility or liability for any losses occasioned to any party as a result of the circulation, publication, reproduction or use of this report contrary to the provisions of this paragraph.

We reserve the right (but will be under no obligation) to review this report and if we consider it necessary to revise the report in light of any information existing at the date of this report which becomes known to us after that date.

3 Background

The Company was placed into voluntary administration on 25 October 2016. At the creditors' watershed meeting held on 8 February 2017, the creditors voted to place the Company in liquidation. A background to the Company and the voluntary administration can be found in the Administrators' Report to Creditors for the purposes of the joint Watershed Meeting available on our website (www.kordamentha.com).

This report addresses WNZL, the New Zealand trading entity for the Group.

The holding company was Wynyard Group Limited which is also in liquidation. The wider (consolidated) business incorporated subsidiary companies in Australia (WAU), Canada, the United Kingdom (WUK) and the United States. These subsidiaries are in insolvency administrations in their respective jurisdictions. We are not the administrators/liquidators of those entities.

The Company operated from offices in Auckland, Christchurch and Dubai. All matters dealing with operations in these locations have now been resolved.

4 Commentary

The key focus since our appointment has been to realise the remainder of the Company's assets. Please refer to our previous reports for more information regarding sale of assets to date.

The last asset remaining to be realised is receivables from subsidiaries of \$5.9 million. WNZL has submitted proofs of debt in the liquidations of WUK and WAU in respect of sums owing by the subsidiary companies to WNZL. The liquidators of WUK have requested further information which WNZL liquidators are responding to. As yet, the liquidators of the subsidiary companies have not confirmed that WNZL's claims have been admitted in the liquidations. We understand that WNZL is likely to receive distributions from the subsidiary company liquidations if its claims are admitted. We are not aware of any reason why the claims will not be admitted in due course.



The outcome of these claims will be determined once the liquidators in other jurisdictions have finalised all outstanding matters. We are in regular contact with the offshore liquidators; WAU has confirmed this will be late 2018 and WUK has not confirmed their timing.

As discussed in the prior report, the Liquidators sought directions from the court regarding admittance of the WGL creditor claim for \$171 million that related to inter-company advances. On 31 May 2018, the Court held that the claim was admissible in its entirety. This will have a material impact on any distribution made to WNZL creditors.

WNZL will not be in a position to confirm quantum and timing of a distribution to creditors until all claims with WUK and WAU have been resolved. It is uneconomic to make an interim distribution to creditors prior to this.

The Liquidators have investigated the trading and financial affairs of the Company, including potential voidable transactions. To date we are not aware of any insolvent transactions and/or breaches of legislation occurring. Should any creditors have any information or any matter that they feel warrants investigation, please advise the Liquidators in writing.

5 Creditor claims

We have received \$180 million of creditor claims as shown in the table below.

Creditor type	\$'000
Preferential claims (paid in full)	2,114
Unsecured creditor claims (admitted claims)	6,962
WGL unsecured claim (admitted claim)	171,010
Total creditors' claims received	180,086

We are unable to estimate the amount of funds that may be available to unsecured creditors at this stage. We also confirm:

- Preferential claims were paid in full totalling \$2,113,691.45.
- No distributions have been made to unsecured creditors to date.
- The court has held that WGL's claim was admissible in its entirety.
- We received a number of creditor claims that were not valid and were not admitted in the liquidation. The relevant parties have been notified of this.
- The closing date for creditor claims to be submitted was 3 March 2017. We do not anticipate receiving any further claims.

6 Statement of Receipts and Payments

A statement of receipts and payments for the period 8 February 2018 to 7 August 2018 is attached to this report.

7 Summary and estimated date of completion of liquidation

We estimate the date for the completion of the liquidation will be late 2019.

Should you have any queries regarding the liquidation of the company, please do not hesitate to contact Larissa Logan of this office.

Yours faithfully



Neale Jackson
Joint and Several Liquidator



Wynyard (NZ) Limited (In Liquidation)

Statement of Liquidators' receipts and payments from 8 February 2018 to 7 August 2018

	\$
Opening bank balance	964,264
Receipts	
Interest received	8,208
Total receipts	8,208
Payments	
Administration charges	645
Bank charges	71
Consultancy fees	319
GST funds paid to WGL	4,154
GST receivable	12,038
Inter-company funding	93,156
Legal costs	54,615
Liquidators remuneration	26,819
Payroll services	3,875
Storage	116
Total payments	195,808
Net cash flow	(187,600)
Closing bank balance	776,665

